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9 **Attorneys for Plaintiff**
10 **Garden City Boxing Club, Inc.**

11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**

13 **Garden City Boxing Club, Inc.,**

14 **Plaintiff,**

15 **vs.**

16 **Margaret Lillian Carver, et al.**

17 **Defendants.**

18 **CASE NO. 05-CV-00844 TEH**

19 **STIPULATION OF DISMISSAL OF**
20 **PLAINTIFF'S COMPLAINT AGAINST**
21 **DEFENDANTS MARGARET LILLIAN**
22 **CARVER, individually and as the alter ego of**
23 **MC T'S BULL PEN, INC., d/b/a MC T'S**
24 **BULLPEN; MC T'S BULL PEN, INC., an**
25 **unknown business entity d/b/a MCT'S BULL**
26 **PEN**

27 **IT IS HEREBY STIPULATED** by and between Plaintiff GARDEN CITY BOXING CLUB,
28 INC. and Defendants MARGARET LILLIAN CARVER, individually and as the alter ego of MC T'S
BULL PEN, INC., d/b/a MC T'S BULLPEN; MC T'S BULL PEN, INC., an unknown business entity
d/b/a MCT'S BULL PEN that the above-entitled action is hereby dismissed **without prejudice** against
MARGARET LILLIAN CARVER, individually and as the alter ego of MC T'S BULL PEN, INC.,
d/b/a MC T'S BULLPEN; MC T'S BULL PEN, INC., an unknown business entity d/b/a MCT'S
BULL PEN subject to the Court's jurisdiction to enforce the settlement agreement reached between the
Parties.

IT IS FURTHER STIPULATED that provided no Party referenced above has filed a motion
to reopen this action by October 22, 2005, this Court shall *not* have jurisdiction to set aside the
dismissal and the dismissal shall be deemed to be **with prejudice**.

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1 This dismissal is made pursuant to Federal Rules of Civil Procedure 41(a)(1). Each Party referenced-
2 above shall bear its own attorneys' fees and costs.

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4 Dated: September 1, 2005

/s/ Thomas P. Riley

LAW OFFICES OF THOMAS P. RILEY, P.C.

By: Thomas P. Riley

Attorneys for Plaintiff

GARDEN CITY BOXING CLUB, INC.

8
9 Dated: September 2, 2005

/s/ Eric D. McFarland

ZACKS UTRECHT & LEADBETTER, P.C.

By: Eric D. McFarland

Attorneys for Defendants

MARGARET LILLIAN CARVER, individually and as the alter
ego of MC T'S BULL PEN, INC., d/b/a MC T'S BULLPEN;

MC T'S BULL PEN, INC., an unknown business entity d/b/a

MC T'S BULLPEN

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22 IT IS SO ORDERED:

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26 The Honorable Thelton E. Henderson
27 United States District Court
28 Northern District of California

